

at this time, even if the Legislature had that power to exercise it—The charter of the Bank of Maryland, which was passed in the year 1790, was without limitation in point of time, and was therefore what is commonly called a perpetual charter, yet your committee are of opinion, that such corporation may forfeit its charter by non-user or mis-user of its franchise. But, however, it is a well known principle, that such forfeiture can only be enforced by judicial proceedings.—The institution of such judicial enquiry may hereafter become necessary, if any persons should make the attempt to exercise the banking franchise, claiming to act under the authority of said charter.

All which is respectfully submitted,

THOMAS F. BOWIE,

Chairman of the Committee.

Which was read the first time and ordered to lie on the table.

The hour having arrived for taking up the order of the day,

The house resumed the consideration of the unfinished order of yesterday, being the unfavorable report submitted by Mr Carroll, from the special committee, on the 23d February, upon the leave of report a bill to prevent fraud in the exercise of the elective franchise in the several cities and counties of this State, and the bill offered as a substitute therefor by Mr. Sollers, entitled, an act to guard against fraud in the exercise of the elective franchise in the city of Baltimore,

The question before the house being upon the amendment to the substitute offered by Mr. Sollers, on yesterday, as the 7th section thereof;

On the question being put, will the house adopt said amendment,

It was resolved in the affirmative.

Mr. Giles moved further to amend said substitute, by adding at the end thereof, as an additional section, the following.

Section 7th. And be it enacted, that this act shall not be so construed as to prevent the judges of election in the city of Baltimore, from receiving the vote of any citizen of that place, who has a constitutional right of suffrage, even if his name should not be found in the said register: Nor shall it be construed to give the right of suffrage to any person whose name is entered in said register, unless such person shall have the age, residence and citizenship required by the constitution,

Determined in the negative.

On motion of Mr. Geyer, the yeas and nays were ordered and appeared as follows,—

#### AFFIRMATIVES.

Messrs. Higgins  
Parran  
Kert  
Orrick  
Risteau  
Ely

Wilmer  
Biser  
Geyer  
Ent  
Cramer  
Williams

Gallagher  
Mann  
Swingley  
Rentch  
Witmer  
Neff